

WYOMING DEPARTMENT OF EDUCATION
SPECIAL EDUCATION PROGRAMS DIVISION
SPECIAL EDUCATION COMPLAINT INVESTIGATION

Complaint Case: C-002-23

Decision Date: March 24, 2023

Public Agency: Converse County School District #1

Issues Investigated and Decision:

1. Whether the District deprived Parent meaningful participation, in violation of 34 C.F.R. §§ 300.321(a)(1), 300.324(a)(1)(ii), and 300.501(b)-(c).

WDE finds a violation. The District deprived the Parent of meaningful participation when it failed to convene an IEP meeting.

2. Whether the District failed to provide Parent with prior written notice prior to implementing the Student's newly completed IEP, in violation of 34 C.F.R. § 300.503.

WDE finds a violation. The District failed to provide the Parent notice.

3. Whether the Student's IEP was tailored to their unique needs and was reasonably calculated to enable the student to make progress appropriate in light of their circumstances pursuant to 34 C.F.R. § 300.320 and 34 C.F.R. § 300.324.

WDE finds no violation. The Student's IEP is tailored to their unique needs and reasonably calculated to enable the Student to make progress appropriate in light of their circumstances.

4. Did the District properly implement the Student's IEP according to its terms, pursuant to 34 C.F.R. § 300.323(a).

WDE finds no violation. The Student's IEP was properly implemented.

5. Did the District inform the Student's teacher(s) and/or provider(s) of their specific responsibilities, in accordance with the IEP, pursuant to 34 C.F.R. § 300.323(d)(2).

WDE finds no violation. Personnel were informed of their responsibilities to implement the IEP.

6. Whether the District's actions and/or omissions towards the Student resulted in a denial of a free appropriate public education (FAPE), in violation of 34 C.F.R. § 300.101.

WDE finds no violation. The procedural violations did not significantly impede the Parent's opportunity to participate in the decision-making process regarding the provision of FAPE.

The district is required to correct the identified violations via a corrective action plan. The WDE will monitor and document compliance with the corrective action order. Once all corrective action is complete, the WDE will close the case.